

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ALABAMA  
EASTERN DIVISION**

**THE UNITED STATES OF  
AMERICA,**

**Plaintiff,**

**v.**

**JAMES J. STRICKER, ET AL.,**

**Defendants.**

**CASE NO.:  
1:09-cv-02423-KOB**

**MOTION TO DISMISS ON BEHALF OF DEFENDANT OF SOLUTIA  
INC.**

COMES NOW Defendant Solutia Inc. (“Solutia”) and, pursuant to Rule 12(b)(6), Federal Rules of Civil Procedure, hereby moves this Court to dismiss the Complaint, and each and every claim asserted against Solutia therein, on the grounds that the Complaint fails to state a claim upon which relief can be granted.<sup>1</sup> In support of its Motion, Solutia relies on the Memorandum of Law submitted herewith.

/s/ J. David Moore

Vernon L. Wells (ASB-2950-l35v)

J. David Moore (ASB-8552-r70j)

Kary Bryant Wolfe (ASB-5034-o71k)

Attorneys for Defendant Solutia Inc.

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<sup>1</sup> Solutia hereby expressly reserves the right to assert in a subsequent filing any and all applicable defenses to the claims against it.

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**CERTIFICATE OF SERVICE**

I hereby certify that on this 1<sup>st</sup> day of February, 2010, I electronically filed the foregoing Motion to Dismiss with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

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and I hereby certify that I have mailed by U.S. Postal Service the document to the following non-CM/ECF participants:

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/s/ J. David Moore  
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Of Counsel